

## **ARTICLE 49-03**

### **MESSAGE ESTABLISHMENTS**

Chapter

49-03-01

Requirements for Massage Establishments

#### **CHAPTER 49-03-01**

#### **REQUIREMENTS FOR MESSAGE ESTABLISHMENTS**

Section

49-03-01-01

Sanitation, Location, and Conditions

##### **49-03-01-01. Sanitation, location, and conditions.**

1. The portion of a massage establishment in which a massage is provided, and any waiting room and hallway leading to that area, must be in a clean and sanitary condition at all times. This subsection does not apply when the massage is provided to a person in the person's own home, or when the massage is provided as a public demonstration in a location other than the massage therapist's usual establishment.
2. If the massage establishment is also the residence of the massage therapist providing the massage, the room must be set up as a professional setting.
3. Any mirrors or windows in the massage establishment will be located and covered in a manner to maintain the privacy of the person receiving the massage at all times during the massage and while the client is dressing and undressing.
4. A therapist must provide draping and treatment in a way that ensures the personal safety, comfort, and privacy of the client.
5. The therapist is responsible for maintaining all equipment and supplies in good working order and in accordance with any manufacturer's instruction.
6. It is unlawful for a massage therapist to provide alcohol to a client in the portion of a massage establishment in which a massage is provided.

**History:** Effective January 1, 2001; amended effective July 1, 2010.

**General Authority:** NDCC 28-32-02, 43-25-03

**Law Implemented:** NDCC 43-25-03